



PATENT  
Customer No. 22,852  
Attorney Docket No. 06478.1473

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                    |   |                             |
|------------------------------------|---|-----------------------------|
| In re Application of:              | ) |                             |
|                                    | ) |                             |
| Mirna RAPP                         | ) | Group Art Unit: 1653        |
|                                    | ) |                             |
| Application No.: 09/869,031        | ) | Examiner: Holly G. Schnizer |
|                                    | ) |                             |
| §371 Filing date: October 16, 2001 | ) | Confirmation No.:7920       |
|                                    | ) |                             |
| For: FIBRIN-BASED GLUE             | ) |                             |
| GRANULATE AND                      | ) |                             |
| CORRESPONDING                      | ) |                             |
| PRODUCTION                         | ) |                             |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Submission under 37 C.F.R. § 1.114**

**and Information Disclosure Statement Under 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.114, 1.56, and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination in the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.  
Copies of the U.S. patent publications are not enclosed

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following applies to the non-English language documents.

1. **DE 44 41 167**: This document is believed to be a counterpart of U.S. Patent Application Publication No. 2003/0143518, which is also cited in the accompanying PTO/SB/08 form. Applicants are also submitting an English-language abstract of DE 44 41 167.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

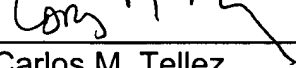
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

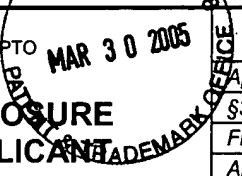
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 30, 2005

By:   
\_\_\_\_\_  
Carlos M. Tellez  
Reg. No. 48,638



|                                                          |  |  |  |                                        |  |
|----------------------------------------------------------|--|--|--|----------------------------------------|--|
| IDS Form PTO/SB/08: Substitute for form 1449A/PTO        |  |  |  | <b>Complete if Known</b>               |  |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b> |  |  |  | Application Number      09/869,031     |  |
| (Use as many sheets as necessary)                        |  |  |  | §371 Filing Date      October 16, 2001 |  |
|                                                          |  |  |  | First Named Inventor      RAPP, Mirna  |  |
|                                                          |  |  |  | Art Unit      1653                     |  |
|                                                          |  |  |  | Examiner Name      Schnizer, Holly G.  |  |
| Sheet      1      of      1                              |  |  |  | Attorney Docket Number      06478.1473 |  |

| U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS |                       |                                          |                                         |                                                 |                                                                           |
|-----------------------------------------------------|-----------------------|------------------------------------------|-----------------------------------------|-------------------------------------------------|---------------------------------------------------------------------------|
| Examiner Initials                                   | Cite No. <sup>1</sup> | Document Number                          | Issue or Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|                                                     |                       | Number-Kind Code <sup>2</sup> (if known) |                                         |                                                 |                                                                           |
|                                                     | 1                     | US-2003/0143518 A1                       | 31-JUL-2003                             | Luck et al.                                     |                                                                           |
|                                                     |                       |                                          |                                         |                                                 |                                                                           |
|                                                     |                       |                                          |                                         |                                                 |                                                                           |
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|                                                     |                       |                                          |                                         |                                                 |                                                                           |

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

| FOREIGN PATENT DOCUMENTS |                       |                                                                                 |                                |                                                 |                                                                           |                          |
|--------------------------|-----------------------|---------------------------------------------------------------------------------|--------------------------------|-------------------------------------------------|---------------------------------------------------------------------------|--------------------------|
| Examiner Initials        | Cite No. <sup>1</sup> | Foreign Patent Document                                                         | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Translation <sup>6</sup> |
|                          |                       | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |                                                 |                                                                           |                          |
|                          | 2                     | DE 44 41 167 C1                                                                 | 14-MAR-1996                    |                                                 |                                                                           | Abstract                 |
|                          |                       |                                                                                 |                                |                                                 |                                                                           |                          |
|                          |                       |                                                                                 |                                |                                                 |                                                                           |                          |
|                          |                       |                                                                                 |                                |                                                 |                                                                           |                          |

| NON PATENT LITERATURE DOCUMENTS |                       |                                                                                                                                                                                                                                                                 |                          |
|---------------------------------|-----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| Examiner Initials               | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Translation <sup>6</sup> |
|                                 | 3                     | Abstract of DE 44 41 167 C1 dated March 14, 1996, from Esp@cenet Database.                                                                                                                                                                                      |                          |
|                                 | 4                     | Decision dated December 18, 2002, from the German Patent Office in case number 198 49 589.7-45.                                                                                                                                                                 |                          |
|                                 |                       |                                                                                                                                                                                                                                                                 |                          |
|                                 |                       |                                                                                                                                                                                                                                                                 |                          |
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|                    |  |                 |  |
|--------------------|--|-----------------|--|
| Examiner Signature |  | Date Considered |  |
|--------------------|--|-----------------|--|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.